## IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

DANIEL MARINO, : CIV. NO. 11-CV-6811

PLAINTIFF

٧.

:

SUSHER, ET AL.,

DEFENDANTS

UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT DOCKET NO.

## NOTICE OF APPEAL

The Appellant, Francis Malofiy, Esquire, hereby appeals the final Order dated April 30, 2015 of the Honorable Paul S.

Diamond of the United States District Court for the Eastern

District of Pennsylvania to the United States Court of Appeals for the Third Circuit. Now that there is a final Order, Mr.

Malofiy is appealing the following final Orders of Judge Diamond to the United States Court of Appeals for the Third Circuit:

- a.) Order dated November 19, 2013, which is attached and marked as Exhibit "A".
- b.) Order and memorandum dated May 21, 2014, which are attached and marked as Exhibits "B" and "C";
- c.) Order dated August 28, 2014, which is attached
  and marked as Exhibit "D";
- d.) Orders dated September 9, 2014, which are attached and marked as Exhibits "E-1" and "E-2"; and

e.) Order dated April 30, 2015 as the final judgment in the underlying case, which is attached and marked as Exhibit "F".

Respectfully submitted,

s/Samuel C. Stretton

Samuel C. Stretton, Esquire Attorney for Francis Malofiy, Esq. 301 S. High Street P.O. Box 3231 West Chester, PA 19381 (610) 696-4243 Attorney I.D. No. 18491

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DANIEL MARINO, : CIV. NO. 11-6811

PLAINTIFF

v.

USHER, ET AL.,

DEFENDANTS :

## CERTIFICATE OF SERVICE

I hereby certify I am this date serving a copy of the Notice of Appeal to the United States Court of Appeals for the Third Circuit of Francis Malofiy in the captioned matter upon the following persons in the manner indicated below.

Service by First Class Mail addressed as follows:

- Honorable Paul S. Diamond
   United States District Court for the
   Eastern District of Pennsylvania
   6613 U.S. Courthouse
   601 Market Street
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Respectfully Submitted,

May 19, 2015 Date s/Samuel C. Stretton
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